

forthwith to issue his summons, directed to any constable in his bailiwick, and ordering him to notify said tenant, assignee or under-tenant forthwith to yield up said premises, or at a trial, to be held on the tenth day after the filing of said complaint, to show cause why the prayer of said lessor should not be granted as aforesaid; and the said constable shall forthwith proceed to serve said summons upon said tenant, assignee or under-tenant in said premises, or upon his known or authorized agent; but if, for any reason, neither said tenant, assignee or under-tenant, nor his said agent can be found, then the said constable shall affix an attested copy of said summons conspicuously upon said premises; and such affixing of said summons shall, for the purposes of this sub-title of this article, be deemed and construed a sufficient service upon all persons whomsoever.

1888, ch. 487.

637. If at the trial on the tenth day aforesaid the justice of the peace shall be satisfied that the interests of justice will be better served by an adjournment to enable either party to procure his necessary witnesses, or by consent of all parties who appear, he may adjourn the trial for a period not exceeding five days in all, except by consent of all parties; and if, at said trial or due adjournment thereof as aforesaid, it shall appear to the satisfaction of the justice of the peace before whom said complaint has been made and tried as aforesaid, that the rent for said premises is actually due and unpaid, as set forth in said complaint, then the said justice of the peace shall give judgment in favor of said lessor, and shall order the said tenant, and all persons claiming or holding by or under said tenant, to yield and render up possession of said premises unto said lessor, or unto his duly qualified agent or attorney, within five days thereafter; provided, however, that if the said tenant, or some one for him, shall at said trial, or due adjournment thereof as aforesaid, tender the rent found to be due and unpaid, together with the costs of said suit, the said complaint shall be entered satisfied, and no further proceedings shall be had thereunder.

Ibid.

638. In case judgment shall be given in favor of said lessor in manner aforesaid, and the tenant shall fail to comply with the